

1FW 2173

PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/058,684	
	Filing Date	January 28, 2002	
	First Named Inventor	Baoxin Li	
	Art Unit	2173	
	Examiner Name	Zhou, Ting	
Total Number of Pages in This Submission	15	Attorney Docket Number	SCK7146.0125/SLA1067

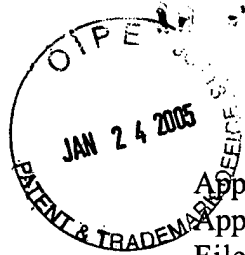
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Restriction Requirement; Confirmation Postcard.
Remarks To avoid any delays in filing the enclosed, the Commissioner is authorized to charge payment to any required fees not included herewith, or credit any overpayment related thereto, to Deposit Account No. 03-1550. A duplicate copy of this transmittal is enclosed.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Chernoff Vilhauer McClung & Stenzel LLP		
Signature			
Printed name	Scott C. Krieger		
Date	January 21, 2005	Reg. No.	42,768

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Scott C. Krieger	Date	January 21, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION EXAMINING OPERATIONS**

Appl. No. : 10/058,684 Confirmation No. 4058
Applicant : Baoxin Li
Filed : January 28, 2002
TC/A.U. : Art Unit 2173
Examiner : Zhou, Ting
Docket No. : SCK7146.0125/SLA1067
Customer No. : 00152
Title : SUMMARIZATION OF SUMO VIDEO CONTENT

RESPONSE TO RESTRICTION REQUIREMENT

Chernoff, Vilhauer, McClung & Stenzel, LLP
1600 ODS Tower
601 S.W. Second Avenue
Portland, OR 97204
(503) 227-5631

January 21, 2005

Box Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the Office Action and Restriction Requirement of December 21, 2004, applicant makes a provisional election of Invention I, incorporating claims 1 - 17, drawn to what the examiner refers to as a "sumo video game creation method," currently classified in class 463, subclass 1. These claims are presented beginning on page 3 of this paper.

However, the applicant believes this restriction should be partially traversed by combining Invention I and II into a single application, while reserving Inventions III and IV for subsequent divisional applications.

The applicant notes that independent claims 1, 7, 11 and 18, 22, 27, 31, 34, 35, 36, 39, 42, 45, 46, 48, & 61, and dependent claims related thereto, are all addressed to "A method of processing a video including sumo comprising" ... "identifying ... segments of said video" and ... "creating a summarization." None of these claims are directed to a "video game" and none should be classified in Class 463. All of these claims are directed to very similar subject matter involving identification of the content of video segments, namely sumo wrestling events, and compiling the video segments containing the desired content into a summary video that excludes other video segments.

Appl. No. 10/058,684

Amdt. dated January 21, 2005

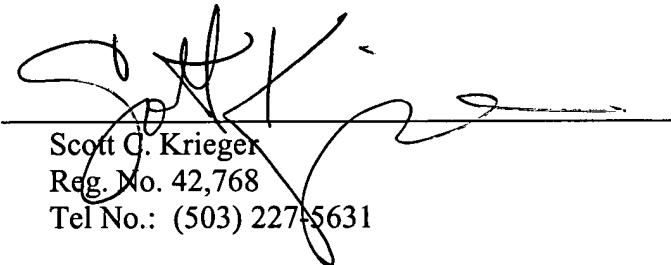
Reply to Office action of December 21, 2004

If the examiner accepts this reasoning, applicant elects current Inventions I & II including claims 1-49 and 61.

In view of the Examiner's restriction requirement, applicant retains the right to present claims 50-60 and 62-64 in separate divisional applications.

Respectfully submitted,

CHERNOFF, VILHAUER, MCCLUNG & STENZEL, LLP



Scott C. Krieger
Reg. No. 42,768
Tel No.: (503) 227-5631